

Docket No.: 68139 (46590)
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Mitsuru Shiraishi, *et al.*

Application No.: 10/524,452

Confirmation No.: 1524

Filed: August 29, 2005

Art Unit: 1625

For: FUSED BENZENE DERIVATIVE AND
USE

Examiner: C. C. Chang

SUBMISSION OF ART UNDER 37 C.F.R. §1.501

MS: Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir/Madam:

Applicants submit herewith the documents listed on the enclosed PTO/sb/08b, which was brought to Applicants' attention after the Issue Fee was paid. Applicants request that these documents be placed in the above-referenced file. Applicants have reviewed the documents and do not believe that this information alters the patentability decision of the Examiner. Applicants do **NOT** request withdrawal of the subject application from issue.

Applicants became aware of the documents, cited in an Office Action mailed on September 15, 2009 in corresponding Japanese Patent Application No. JP 291584/2003, which corresponds to the above referenced application, and in accordance with 37 CFR 1.97(c) and (e)(1) or (b)(3), hereby submit(s) these documents. These documents are

cited on the enclosed PTO Form SB/08, and a copy of the Office Action and of each document required under 37 CFR 1.98(a)(2) cited thereon are enclosed as well.

It is noted that reference BA corresponds to U.S. Patent Nos. 6,288,126, 6,563,008 (which is a divisional of U.S. 6,288,126), and 6,794,415 (which is a divisional of U.S. 6,563,008). Reference BC corresponds to U.S. Patent Nos. 7,074,794 and 7,060,722 (which is a divisional of U.S. 7,074,794). Reference BD corresponds to U.S. Patent No. 6,159,970. Reference BF corresponds to U.S. Patent No. 7,437,896.

This statement is not to be interpreted as a representation that the cited documents are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any document herein be construed *per se* as a representation that such document is prior art. Moreover, Applicant(s) understand(s) the Examiner will make an independent evaluation of the cited documents.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 04-1105, under Order No. 68139 (46590).

Dated: December 15, 2009
Customer No.: 21874

Respectfully submitted,

Electronic signature: /Lisa Swiszc Hazzard/
Lisa Swiszc Hazzard
Registration No.: 44,368
EDWARDS ANGELL PALMER & DODGE
LLP
P.O. Box 55874
Boston, Massachusetts 02205
(617) 517-5512
Attorneys/Agents For Applicant